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On Feb. 16, 2005



MORGAN, LEWIS & BOCKIUS LLP

By: Kathryn A. Deglantoni  
Kathryn A. Deglantoni

**PATENT**  
Attorney Docket No.: 061877-5001-US  
Client Reference No. P1081US10

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Yun He, et al.

Application No.: 10/690,802

Filed: October 21, 2003

For: OXINDOLES WITH ANTI-HIV  
ACTIVITY

Customer No.: 43850

Confirmation No.: 9439

Examiner: Unassigned

Art Unit: 1616

**INFORMATION DISCLOSURE  
STATEMENT UNDER 37 CFR §1.97 and  
§1.98**

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Sir:

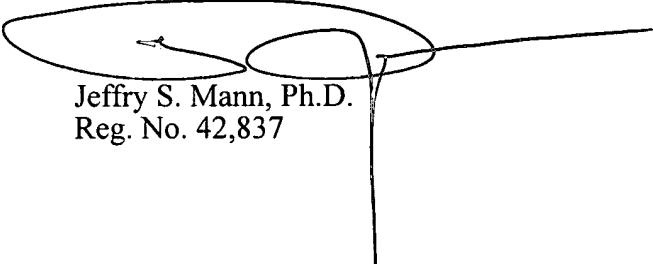
The references cited on attached form PTO-1449 are being called to the attention of the Examiner. Copies of the references are enclosed. Also enclosed is a copy of the Search/Examination report corresponding to the PCT application. It is respectfully requested that the cited references be expressly considered during the prosecution of this application, and the references be made of record therein and appear among the "references cited" on any patent to issue therefrom.

As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no

representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

Applicant believes that no fee is required for submission of this statement, since it is being submitted prior to the first Office Action. However, if a fee is required, the Commissioner is authorized to deduct such fee from the undersigned's Deposit Account No. 50-0310. Please deduct any additional fees from, or credit any overpayment to, the above-noted Deposit Account.

Respectfully submitted,



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Substitute for form 1449B/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

|              |  |  |                          |                               |
|--------------|--|--|--------------------------|-------------------------------|
| Sheet 1 of 1 |  |  | <i>Complete if Known</i> |                               |
|              |  |  | Application Number       | 10/690,802                    |
|              |  |  | Filing Date              | October 21, 2003              |
|              |  |  | First Named Inventor     | Yun He                        |
|              |  |  | Art Unit                 | 1616                          |
|              |  |  | Examiner Name            | Unassigned                    |
|              |  |  | Attorney Docket Number   | 061877-5001 (021288-001910US) |

**U.S. PATENT DOCUMENTS+**

| Examiner Initials* | Cite No. <sup>1</sup> | Document Number                          | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|--------------------|-----------------------|--|--------------------------------|--|---|
|                    |                       | Number Kind Code <sup>2</sup> (if known) |                                |  |   |
|                    | US-                   |  |                                |  |   |
|                    | US-                   |  |                                |  |   |

**FOREIGN PATENT DOCUMENTS**

| Examiner Initials* | Cite No. <sup>1</sup> | Foreign Patent Document   |                     |                                      | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant<br>Passages or Relevant<br>Figures Appear | T <sup>6</sup>                           |
|--------------------|-----------------------|---------------------------|---------------------|--------------------------------------|--|--|--|
|                    |                       | Country Code <sup>3</sup> | Number <sup>4</sup> | Kind Code <sup>5</sup> (if<br>known) |  |  |  |
|                    | AA                    | WO                        | 2001/077100         | A2                                   | 10/18/2001   | PFIZER PRODUCTS INC.   | Entire Document <input type="checkbox"/> |
|                    | AB                    | JP                        | 57-102863           | A                                    | 06/26/1982   | TAKEDA CHEMICAL INDUSTRIES, LTD.   | Entire Document <input type="checkbox"/> |

**NON PATENT LITERATURE DOCUMENTS**

| Examiner Initials * | Cite No. <sup>1</sup> | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item<br>(book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s),<br>publisher, city and/or country where published.   | T <sup>2</sup> |
|---------------------|-----------------------|---|----------------|
|                     | AC                    | Database CAPLUS on STN, (Columbus, OH, USA), 126:185970, MOLDVAI, 'Chemistry of indoles carrying a basic function. Part 3. Synthesis of spiro(cyclopropane-1,3'[3H]indol}-2'(1H)-ones with antihypoxic effects', abstract, Archiv der Pharmazie, (1996), volume 329, number 12, pages 541-549. See, for example, the compound of CA Registry No. 187325-59-3. |                |
|                     | AD                    | Database CAPLUS on STN, (Columbus, OH, USA) 89:108935, FRANK, 'Spirocyclic 2-indolinones by 1,3-dipolar cycloaddition', abstract, Justus Liebigs Annalen der Chemie (1978), volumne 5, pages 717-725. See, for example, the compound of CA Registry No. 67503-06-4.   |                |

|                    |                 |
|--------------------|-----------------|
| Examiner Signature | Date Considered |
|--------------------|-----------------|

<sup>1</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>2</sup>Applicant's unique citation designation number (optional). <sup>3</sup>Applicant is to place a check mark here if English language Translation is attached. I-SF/7129487.1